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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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NUTTER MCCLENNEN & FISH LLP WORLD TRADE CENTER WEST 155 SEAPORT BOULEVARD BOSTON, MA 02210-2604			EXAMINER PATEL, HARESH N	
			ART UNIT	PAPER NUMBER
			2154	

DATE MAILED: 10/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/823,940

Applicant(s)

MARTIN ET AL.

Examiner

Haresh Patel

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 27 July 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-11, 24-28, 32-38 and 40 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-11, 24-28, 32-38 and 40 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 March 2001 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. Claims 1-11, 24-28, 32-38 and 40 are subject to examination. Claims 12-23, 29-31 and 39 are cancelled.

#### ***Response to Arguments***

2. Applicant's arguments filed 7/18/2005, pages 6-13, have been fully considered but they are not persuasive. Therefore, rejection of claims 1-11, 24-28, 32-38 and 40 is maintained.

Applicant states (1), "Dodrill, 6,490,564 does not teach or suggest some of the claimed limitations of claim 32, as agreed upon during the interview of June 29, 2004". The examiner respectfully disagrees in response to applicant's arguments. For clarification, on June 29, 2004, the examiner called the attorney (Mr. David Powaner) to inquire about the latest submitted amended claims. The attorney indicated that the amendment submitted on 6/29/2004 are the latest submitted amended claims", see interview summary, dated June 29, 2004. Since, no discussion happened regarding the subject matter of any claims of the application, no subject matter of the claims was agreed upon with the examiner.

Applicant argues (2), "Dodrill fails to teach or suggest that the XML should be compiled". The examiner respectfully disagrees in response to applicant's arguments. In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies, "the XML should be compiled", are not recited in the rejected claim(s). Although the claims are

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interpreted in light of the specification, limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993). The First inquiry must be into exactly what the claims define. See *In re Wilder*, 166 USPQ 545, 548 (CCPA 1970). What is claimed is, “a compiled representation of a textual description in the mark-up language of operations for performing a call feature or service”. Dodrill clearly discloses a compiled representation (e.g., usage of generated XML, col., 7, line 8 – col., 9, line 65) of a textual description (e.g., document information, col., 3, line 8 – col., 4, line 33) in the mark-up language (e.g., XML, col., 7, line 8 – col., 9, line 65) of operations for performing a call feature or service (e.g., for voice enabled web applications, col., 7, line 8 – col., 9, line 65). Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely an example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other than HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects”. Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (3), “Dodrill fails to teach or suggest object can access the compiled representation, the feature context object”. The examiner respectfully disagrees in response to applicant's arguments. Dodrill clearly discloses object can access the compiled representation (e.g., usage of generated XML over the network by several

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hardware/software items, col., 7, line 8 – col., 9, line 65), the feature context object (e.g., objects for user interface logistics and tie services, for forming a coherent application, generated new XML documents during runtime which are utilized by server components, col., 9, line 1 – col., 10, line 19). Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely an example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other than HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects”. Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (4), “the cited art Danne et. al. 6,226,286 (Hereafter Danne), does not disclose claimed limitations of claims 33-36, the use of a compiled representation of a call feature of service that is described, textually, by a mark-up language”. The examiner respectfully disagrees in response to applicant's arguments. The limitations, “the use of a compiled representation of a call feature of service that is described, textually, by a mark-up language”, are rejected by combined teachings of Dodrill and Danne. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed.

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Cir. 1986). Dodrill clearly discloses a compiled representation (e.g., usage of generated XML, col., 7, line 8 – col., 9, line 65) of a textual description (e.g., document information, col., 3, line 8 – col., 4, line 33) in the mark-up language (e.g., XML, col., 7, line 8 – col., 9, line 65) of operations for performing a call feature or service (e.g., for voice enabled web applications, col., 7, line 8 – col., 9, line 65). Danne teaches instantiating the context object in response to a boundary event with respect to the call / telecommunications service or feature (e.g., FIG. 6, col., 6, line 15 – col. 7, line 29, abstract), instantiating the context object in response to an event indicative of any of call origination or call termination (e.g., FIG. 6, col., 6, line 15 – col. 7, line 29, abstract), the textual description defines a set of rules and actions for providing the telecommunication service (e.g., FIG. 6, col., 6, line 15 – col. 7, line 29, abstract), the textual description defines a call policy associated with a subscriber (e.g., FIG. 6, col., 6, line 15 – col. 7, line 29, abstract). The combined teachings of Dodrill and Danne disclose a method for telecommunications to process telephone call processing as per user request using the markup language. Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely and example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects”. Since, applicant's claims contain broadly claimed subject matter, it

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clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (5), “the cited art Eastep et al. 6,731,625, MCI (Hereinafter Eastep-MCI) does not disclose claimed limitations of claim 24, and instantiating a feature object embodying the compiled representation”. The examiner respectfully disagrees in response to applicant's arguments. The limitations, “claimed limitations of claim 24, and instantiating a feature object embodying the compiled representation”, are rejected by combined teachings of Eastep-MCI, Smith II, Julius, 6772,139 (Hereinafter Smith-Julius) and Giordano, III et al, Cisco Technology, 6,370,141 (Hereinafter Giordano-Cisco). In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61). Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). The combined teachings of Eastep-MCI, Smith-Julius and Giordano-Cisco provide the execution to perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the

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compiled representation of the mark-up language help carry out a task using the software for the device. Also, the specification, page 92, lines 12-19, clearly states, "those skilled in the art will, of course, appreciate the illustrated embodiment is merely an example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other than HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects". Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (6), "the cited art Smith-Julius does not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services". The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius and Giordano-Cisco. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled



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representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61).

Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). The combined teachings of Eastep-MCI, Smith-Julius and Giordano-Cisco provide the execution to perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language help carry out a task using the software for the device. Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely an example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other than HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects”. Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (7), “the cited art Giordano-Cisco does not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services”. The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a

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method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius and Giordano-Cisco. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61). Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). The combined teachings of Eastep-MCI, Smith-Julius and Giordano-Cisco provide the execution to perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language help carry out a task using the software for the device. Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely and example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the

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methods and systems may be implemented with programming structures other than OOP objects". Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (8), "the cited art Cooper et al., Westinghouse Electric Corporation, 5,646,947 (Hereinafter Cooper-Westinghouse) do not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services". The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Cooper-Westinghouse. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61). Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). Cooper-Westinghouse discloses the well-known concept of a

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boundary event with respect to the telecommunications service or feature (e.g., col., 3, lines 4 - 61). The combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Cooper-Westinghouse provide the execution to perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language help carry out a task using the software for the device. Also, the specification, page 92, lines 12-19, clearly states, "those skilled in the art will, of course, appreciate the illustrated embodiment is merely and example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects". Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (9), "the cited art Chiu et al., Nortel Networks, 6,597,689 (Hereinafter Chiu-Nortel) do not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services". The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Cooper-Westinghouse and Chiu-Nortel. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references

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individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61). Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). Cooper-Westinghouse discloses the well-known concept of a boundary event with respect to the telecommunications service or feature (e.g., col., 3, lines 4 - 61). Chiu-Nortel discloses the well-known concept of utilizing an event indicative of any of call origination or call termination (e.g., col., 4, lines 6 - 46). The combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Cooper-Westinghouse and Chiu-Nortel provide the execution to perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language help carry out a task using the software for the device. Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely and example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further

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example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects". Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (10), "the cited art Ram et al., 5,991,389, Northern Telecom (Hereinafter Ram-Northern) do not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services". The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Ram-Northern. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61). Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). Ram-Northern discloses the well-known concept of passing notification of at least selected events (e.g., col., 6, lines 12 - 58). The combined

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teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Ram-Northern provide the notification to know about the selected events. The information of knowing about the selected events help software to process the call for the device. Also, the specification, page 92, lines 12-19, clearly states, "those skilled in the art will, of course, appreciate the illustrated embodiment is merely an example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other than HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects". Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

Applicant argues (11), "the cited art LaPier et al., Cisco Technology, 6,333,931 (Hereinafter LaPier-Cisco) do not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services". The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco Ram-Northern and Cooper-Westinghouse and LaPier-Cisco. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a

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method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61).

Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). Ram-Northern discloses the well-known concept of passing notification of at least selected events (e.g., col., 6, lines 12 - 58). The combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Ram-Northern and Cooper-Westinghouse and LaPier-Cisco provide the notification to know about the selected events. The information of knowing about the selected events help software to process the call for the device.

Also, the specification, page 92, lines 12-19, clearly states, “those skilled in the art will, of course, appreciate the illustrated embodiment is merely an example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other than HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects”.

Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.



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Applicant argues (12), “the cited art Gulliford et al., Phoenix Wireless Group, 5,995,831 (Hereinafter Gulliford-Phoenix) do not disclose claimed limitations of the claimed invention, including a method for providing telecommunications services”. The examiner respectfully disagrees in response to applicant's arguments. The claimed limitations of the claimed invention, including a method for providing telecommunications services, are rejected by combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Gulliford-Phoenix. In response to applicant's arguments against the references individually, one cannot show nonobviousness by attacking references individually where the rejections are based on combinations of references. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981); *In re Merck & Co.*, 800 F.2d 1091, 231 USPQ 375 (Fed. Cir. 1986). Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38). Eastep-MCI also teaches instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61). Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62). Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38). Gulliford-Phoenix discloses the well-known concept of the event is a call progress event and maintaining information regarding the present state of an on-going telecommunications service (e.g., col., 5, lines 2 - 58). The combined teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Gulliford-Phoenix provide the call progress event to know the progress of the call. Maintaining the information of the

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progress of the call for the on-going telecommunications service help software to process the call for the device. Also, the specification, page 92, lines 12-19, clearly states, "those skilled in the art will, of course, appreciate the illustrated embodiment is merely and example of the invention and that modifications can be made thereto without departing from the scope of the invention. By way of non-limiting example, it will be appreciated that markup languages other HTML, XML and so forth, as described above, may be utilized in practice of the invention. By way of further example, it will be appreciated that the methods and systems may be implemented with programming structures other than OOP objects". Since, applicant's claims contain broadly claimed subject matter, it clearly reads upon the examiner's interpretation of the claimed subject matter. Therefore, the rejection is maintained.

### ***Priority***

3. Applicant's claim for domestic priority under 35 U.S.C. 119(e) is acknowledged. However, the claimed limitations, for example, generating a compiled representation, instantiating a feature object embodying the compiled representation, instantiating a context object in response to an event, the context object signaling the feature object, effect execution of the call service, call feature module instantiates a feature context object that accesses the compiled representation to determine an action to be effected for providing the call service, etc., are not disclosed in the provisional applications; hence, applicant does not benefit the effective date as the provisional priority date.

### ***Double Patenting***

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The nonstatutory double patenting rejection is based on a judicially created doctrine grounded in public policy (a policy reflected in the statute) so as to prevent the unjustified or improper timewise extension of the "right to exclude" granted by a patent and to prevent possible harassment by multiple assignees. See *In re Goodman*, 11 F.3d 1046, 29 USPQ2d 2010 (Fed. Cir. 1993); *In re Longi*, 759 F.2d 887, 225 USPQ 645 (Fed. Cir. 1985); *In re Van Ornum*, 686 F.2d 937, 214 USPQ 761 (CCPA 1982); *In re Vogel*, 422 F.2d 438, 164 USPQ 619 (CCPA 1970); and, *In re Thorington*, 418 F.2d 528, 163 USPQ 644 (CCPA 1969).

A timely filed terminal disclaimer in compliance with 37 CFR 1.321(c) may be used to overcome an actual or provisional rejection based on a nonstatutory double patenting ground provided the conflicting application or patent is shown to be commonly owned with this application. See 37 CFR 1.130(b).

Effective January 1, 1994, a registered attorney or agent of record may sign a terminal disclaimer. A terminal disclaimer signed by the assignee must fully comply with 37 CFR 3.73(b).

4. Claims 1-11, 24-28, 32-38 and 40 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-26 of copending Application No.09/823,938. Although the conflicting claims are not identical, they are not patentably distinct from each other because the claimed method / telecommunication system for providing telecommunication services is similar to a telecommunications system having processing module, external communication device, message handling object, dispatcher, processes, etc., to handle telecommunication services. The claims 1-26 of copending Application No.09/823,938 do not specifically mention about generating a compiled representation. However, Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62, also see other arts used for the rejections in this office action). It would have been obvious to one of ordinary skill in the art at the time the invention was made to facilitate generating a compiled representation of a textual description in a mark-up language because the mark-up language compiled

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representation would help provide the contents of the textual description to the software.

The software would help forward the contents of the textual description to the device

This is a provisional obviousness-type double patenting rejection because the conflicting claims have not in fact been patented.

### ***Drawings***

5. New corrected drawings are required in this application because Figures 1-58 does not show “generating a compiled representation, instantiating a feature object embodying the compiled representation, instantiating a context object in response to an event, the context object signaling the feature object, effect execution of the call service, call feature module instantiates a feature context object that accesses the compiled representation to determine an action to be effected for providing the call service, etc.”, Applicant is advised to employ the services of a competent patent draftsman outside the Office, as the U.S. Patent and Trademark Office no longer prepares new drawings. A proposed drawing correction or corrected drawings are required in reply to the Office action to avoid abandonment of the application. The amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The replacement sheet(s) should be labeled “Replacement Sheet” in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the examiner does not accept the changes, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

***Claim Objections***

6. Claims 1-7, 24 and 32 are objected to because of the following informalities:

Claim 1 mentions, “,” after “service” and “representation”, which should be “,”, “that signals the feature object”, should be “the method signals the feature object”, “such signalling” should be “said signaling”.

Claims 2-7 mentions, “a method according to”, which should be “the method according to”, “that signals the feature object”, should be “the method signals the feature object”, “such signalling” should be “said signaling”.

Claim 24 mentions, “,” after “service”, “instructions” and “representation”, which should be “,”.

Claim 32 mentions, “,” after “service” and “subscriber”, which should be “,”.

Appropriate correction is required.

***Claim Rejections - 35 USC § 103***

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

8. Claims 1, 24, 25, 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep et al. 6,731,625, MCI (Hereinafter Eastep-MCI) in view of Smith II, Julius, 6772,139 (Hereinafter Smith-Julius), Giordano, III et al, Cisco Technology, 6,370,141 (Hereinafter Giordano-Cisco) and Bowman-Amuah, 2003/0058277 (Hereinafter Bowman).

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9. As per claims 1 and 24, Eastep-MCI clearly teaches a method for providing telecommunications services (e.g., abstract, col., 2, line 26 – col., 3, line 38), the method comprising the steps of:

mark-up language of operations for performing a call feature or service and instructions describing a call / telecommunications service (e.g., col., 3, lines 4 – 64),

instantiating a feature object embodying the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61),

a context object in response to an event that maintains information regarding a present state of the telecommunication / call feature or service and that signals / the context object signalling the feature object in regard to events occurring with respect to the call / telecommunication feature or service (e.g., col., 9, lines 9 – 61),

the feature object responding to such signaling by effecting execution of one or more of the operations to access the compiled representation of the textual description in the mark-up language and to effect execution of the call / telecommunication service defined by the logic instructions (e.g., col., 6, lines 1 – 58).

However, Eastep-MCI does not specifically mention about parsing and generating a compiled representation of a textual description in a mark-up language and providing a textual description in a mark-up language of a set of logic instructions.

Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI with the teachings of Smith-Julius in order to facilitate generating a compiled representation of a textual

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description in a mark-up language because the mark-up language compiled representation would help provide the contents of the textual description to the software. The software would help forward the contents of the textual description to the device.

However, Eastep-MCI and Smith-Julius do not specifically mention about execution of operation in the compiled representation of the mark-up language description.

Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI and Smith-Julius with the teachings of Giordano-Cisco in order to facilitate execution of operation in the compiled representation of the mark-up language description because the execution would help perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language would help carry out a task using the software for the device.

Eastep-MCI, Smith-Julius and Giordano-Cisco do not specifically mention about instantiating a context object.

Bowman discloses the well-known concept of instantiating a context object (e.g., paragraphs, 894, 243, 2790, 3128, 3342, 3800, 4595, 4593, 4602, 4490, 4582, 2790, 2005).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius and

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Giordano-Cisco with the teachings of Bowman in order to facilitate instantiating a context object because the instantiation would provide information relating to the context object. This would help the execution to help perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language would help carry out a task using the software for the device.

10. As per claim 25, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman disclose the claimed limitations as rejected above. Eastep-MCI also teaches the call /telecommunication service is any of a call, a call feature, and subscriber or feature administration (e.g., col., 6, lines 1 – 58).

11. As per claim 28, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman disclose the claimed limitations as rejected above. Eastep-MCI also teaches the mark-up language is any of HTML, XML or any extension thereof (e.g., col., 7, lines 8 – 62).

12. Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman in view of Cooper et al., Westinghouse Electric Corporation, 5,646,947 (Hereinafter Cooper-Westinghouse).

13. As per claim 2, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman teach the claimed limitations as rejected above. However, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman do not specifically mention about a boundary event with respect to the call / telecommunications service or feature.



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Cooper-Westinghouse discloses the well-known concept of a boundary event with respect to the call / telecommunications service or feature (e.g., col., 3, lines 4 - 61).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman with the teachings of Cooper-Westinghouse in order to facilitate utilizing a boundary event because the boundary event would help know how to process the call. The information of knowing how to process the call would help software to process the call for the device.

14. Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman and Cooper-Westinghouse in view of Chiu et al., Nortel Networks, 6,597,689 (Hereinafter Chiu-Nortel).

15. As per claim 3, Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Cooper-Westinghouse teach the claimed limitations as rejected above. However, Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Cooper-Westinghouse do not specifically mention about utilizing an event indicative of any of call origination or call termination.

Chiu-Nortel discloses the well-known concept of utilizing an event indicative of any of call origination or call termination (e.g., col., 4, lines 6 -46).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Cooper-Westinghouse with the teachings of Chiu-Nortel in order to facilitate utilizing an event indicative of any of call origination or call termination

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because the call origination/termination event would help know when the call originated/terminated. The information of knowing when the call originated/terminated would help software to process the call for the device.

16. Claim 4 is rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman in view of Ram et al., 5,991,389, Northern Telecom (Hereinafter Ram-Northern).

17. As per claim 4, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman teach the claimed limitations as rejected above. However, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman do not specifically mention about passing notification of at least selected events.

Ram-Northern discloses the well-known concept of passing notification of at least selected events (e.g., col., 6, lines 12 - 58).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman with the teachings of Ram-Northern in order to facilitate passing notification of at least selected events because the notification would help know about the selected events. The information of knowing about the selected events would help software to process the call for the device.

18. Claims 5, 6 and 7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Ram-Northern in view of Cooper-Westinghouse.

19. As per claims 5, 6 and 7, Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Ram-Northern teach the claimed limitations as rejected above. Eastep-MCI also teaches effecting execution via the feature object (e.g., col., 6, lines 1 – 58). However, Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Ram-Northern do not specifically mention about execution of further operations with respect to the call feature or service and identifying as a boundary event an event notification of which does not result in effecting of execution of further operations.

Cooper-Westinghouse discloses the well-known concept of execution of further operations and identifying as a boundary event an event notification of which does not result in effecting of execution of further operations with respect to the call feature or service (e.g., col., 3, lines 4 - 61).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman and Ram-Northern with the teachings of Cooper-Westinghouse in order to facilitate effecting of execution of further operations and identifying an boundary event/event notification which does not result in effecting of execution of further operations because effecting execution of future operations would help retain the effect of processing the call in future calls. Handling the boundary event/event notification independent of the future calls execution would help handle the call to be processed regardless of how the future calls will be handled. The information of knowing about the boundary event/event notification would help software to process the call for the device.

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20. Claims 8 and 9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman, Ram-Northern and Cooper-Westinghouse in view of LaPier et al., Cisco Technology, 6,333,931 (Hereinafter LaPier-Cisco).

21. As per claims 8 and 9, Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman, Ram-Northern and Cooper-Westinghouse teach the claimed limitations as rejected above. However, Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman, Ram-Northern and Cooper-Westinghouse do not specifically mention about a set of rules and actions for providing the call telecommunication service and defining a call policy associated with a subscriber.

LaPier-Cisco discloses the well-known concept of a set of rules and actions / a call policy associated with a subscriber for providing the call/ telecommunication service (e.g., col., 5, lines 2 - 64).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco, Bowman, Ram-Northern and Cooper-Westinghouse with the teachings of LaPier-Cisco in order to facilitate a set of rules and actions / a call policy associated with a subscriber for providing the telecommunication service because the call policy would help provide information on how the call is handled. Handling the call using the information of the call policy would help software to process the call for the device.

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22. Claims 10 and 11 are rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman in view of Truchon et al., Nortel Networks, 6,144,723 (Hereinafter Truchon-Nortel).

23. As per claims 10 and 11, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman teach the claimed limitations as rejected above. However, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman do not specifically mention about a call control event indicative of a signal received from a telecommunications switch.

Truchon-Nortel discloses the well-known concept of a call control event indicative of a signal received from a telecommunications switch (e.g., col., 4, lines 2 – 62).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman with the teachings of Truchon-Nortel in order to facilitate a call control event indicative of a signal received from a telecommunications switch because the event would provide information of the signal provided by the telecommunications switch. Handling the call using the information of the signal would help software to process the call for the device.

24. Claims 26, 27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman in view of Gulliford et al., Phoenix Wireless Group, 5,995,831 (Hereinafter Gulliford-Phoenix).

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25. As per claims 26, 27, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman teach the claimed limitations as rejected above. However, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman do not specifically mention about the event is a call progress event and maintaining information regarding the present state of an on-going telecommunications service.

Gulliford-Phoenix discloses the well-known concept of the event is a call progress event and maintaining information regarding the present state of an on-going telecommunications service (e.g., col., 5, lines 2 - 58).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman with the teachings of Gulliford-Phoenix in order to facilitate the event being a call progress event because the call progress event would help know the progress of the call. Maintaining the information of the progress of the call for the on-going telecommunications service would help software to process the call for the device.

26. Claims 32, 37, 38, 40, are rejected under 35 U.S.C. 103(a) as being unpatentable over Dodrill et al. 6,490,564 (Hereinafter Dodrill) in view of Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman.

27. As per claims 32, 37, 38, Dodrill teaches the following:

a telecommunications system (e.g., col. 7, line 8 – col. 9, line 65), comprising:

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generating a compiled representation of a textual description in a mark-up language of operations for performing; any of a call feature or service (e.g., col. 7, line 8 – col. 9, line 65),

responding to an event indicative of a boundary of a telecommunications service or feature for instantiating an object to effect execution of that service or feature (e.g., col. 9, line 1 – col. 13, line 19),

accessing, with the context object, handler logic operations embodied in the compiled representation, the handler logic operations controlling any of the accessing, processing and execution of further instructions necessary to effect execution of the service or feature (e.g., col. 9, line 1, col. 13, line 19),

accessing, with the context object and in accord with the handler logic operations, feature logic operations embodied in the compiled representation, the feature logic operations executing additional features or services (e.g., col. 9, line 1, col. 13, line 19),

resolving at run-time a type of at least one selected method required for effecting the execution of an feature logic operation referenced by the compiled representation (e.g., abstract),

a call control module that controls a call processing context associated with a subscriber, and a call feature module in communication with the call control module, the feature control module accessing a compiled representation of textual description in a mark-up language of logic defining a call / telecommunication service provided to a subscriber in response to an event to effect execution of the service (e.g., abstract, col. 3, line 8 – col. 6, line 33),

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However, Dodrill does not specifically mention about instantiated object that accessing the compiled representation to determine at least an action to be effected for providing the call service.

Eastep-MCI teaches the well-known concept of instantiated object that accessing the compiled representation (e.g., col., 11, lines 3 – 65, col., 6, lines 1 – 58, col., 9, lines 9 – 61) to determine at least an action to be effected for providing the call service (e.g., col., 3, lines 4 – 64, col., 6, lines 1 – 58, col., 9, lines 9 – 61).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Dodrill with the teachings of Eastep-MCI in order to facilitate usage of instantiated object that accessing the compiled representation to determine at least an action to be effected for providing the call service because the compiled representation would provide information that would help decide which action would be affected. The action would help support the call service.

However, Dodrill and Eastep-MCI does not specifically mention about parsing and generating a compiled representation of a textual description in a mark-up language.

Smith-Julius discloses the well-known concept of generating a compiled representation of a textual description in a mark-up language (e.g., col., 5, lines 8 – 62).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Dodrill and Eastep-MCI with the teachings of Smith-Julius in order to facilitate generating a compiled representation of a textual description in a mark-up language because the mark-up language compiled representation would help provide the contents of the textual description to the software. The software would help forward the contents of the textual description to the device.



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However, Dodrill, Eastep-MCI and Smith-Julius do not specifically mention about execution of operation in the compiled representation of the mark-up language description.

Giordano-Cisco discloses the well-known concept of execution of operation in the compiled representation of the mark-up language description (e.g., figures 2-4, col., 5, line 18 – col., 6, line 38).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Dodrill, Eastep-MCI and Smith-Julius with the teachings of Giordano-Cisco in order to facilitate execution of operation in the compiled representation of the mark-up language description because the execution would help perform the operation mentioned in the compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language would help carry out a task using the software for the device.

Dodrill, Eastep-MCI, Smith-Julius and Giordano-Cisco do not specifically mention about instantiating a feature context object.

Bowman discloses the well-known concept of instantiating a feature context object (e.g., paragraphs, 894, 243, 2790, 3128, 3342, 3800, 4595, 4593, 4602, 4490, 4582, 2790, 2005).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Dodrill, Eastep-MCI, Smith-Julius and Giordano-Cisco with the teachings of Bowman in order to facilitate instantiating a context object because the instantiation would provide information relating to the context object. This would help the execution to help perform the operation mentioned in the

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compiled representation of the mark-up language. The operation specified by the compiled representation of the mark-up language would help carry out a task using the software for the device.

28. As per claims 40, Dodrill, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman disclose the claimed limitations as rejected above. Dodrill also teaches the following:

the textual description defines a set of rules and actions for providing the telecommunication service, the markup language is any of HTML, the logic textual description defines a call policy associated with a subscriber, XML or any extension thereof, (e.g., col. 9, line 1 - col. 10, line 63),

the compiled representation is implemented in a C++ environment, utilizing virtual functions to facilitate such resolution, (e.g., col. 1, line 20 - col. 3, line 52),

the telecommunication service is any of a call, a call feature, and subscriber or feature administration (e.g., col. 7, line 8 – col. 8, line 33).

29. Claims 33-36 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dodrill, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman in view of Danne et. al. 6,226,286 (Hereafter Danne).

Dodrill, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman do not specifically show that the telephone call instantiates the object, which accesses the HTML information to process the telephone call.

However, Danne teaches the following:

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instantiating the context object in response to a boundary event with respect to the telecommunications service or feature, instantiating the context object in response to an event indicative of any of call origination or call termination, passing notification of at least selected events to the context object, by effecting execution of further operations with respect to the call feature or service, an event notification of which does not result in the effecting of execution of further operations with respect to the call feature or service by the context object, instantiating the context object in response to a boundary event with respect to the telecommunications service or feature, passing notification of at least selected events to the context object, the textual description defines a set of rules and actions for providing the telecommunication service, the textual description defines a call policy associated with a subscriber, the event includes a call control event indicative of a signal received from the telecommunications switch, the feature context object maintains information regarding present state of an on- going telecommunications service, the event is a call progress event occurring with respect to the telecommunication service, a telecommunications switch generates the event is a call progress event provided by the call control module in response to a signal received with respect to status of an active telephone call (e.g., FIG. 6 shows the procedure when a call is made. In the first block 1 the A subscriber requests the B subscriber to be called, from his computer PC, in any of the above described ways. FIG. 5 shows the signalling sequence when a call is made. The request to call the B subscriber is transferred from the computer PC to the web server WS, which forwards the request to the personal assistant PA, which is also shown in step 2 in FIG. 6, col., 6, line 15 – col. 7, line 29, The present invention relates to a service node between Internet networks and a telecommunications network, said node being used

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to order telephony services by means of HTML pages from a computer having a WWW browser. The invention also relates to a method for calling a B subscriber, in which the Call is ordered from the computer but the connection is set up between the telephones of the A and B subscribers' telephones. The service node communicates with computers connected to computer networks using the HTTP protocol. The node stores data related to a subscriber; said data can be used when the user requests a telephony service. The node is centrally located, which enables the use of its services even if the user moves to another location and terminal, abstract).

It would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Dodrill, Eastep-MCI, Smith-Julius, Giordano-Cisco and Bowman with the teachings of Danne in order to facilitate usage of the boundary event because the boundary event would help the telecommunications to process telephone call processing using the markup language.

### *Conclusion*

30. The prior art made of record (forms PTO-892 and applicant provided IDS cited arts) and not relied upon is considered pertinent to applicant's disclosure.

Examiner has cited particular columns and line numbers and/or paragraphs and/or sections and/or page numbers in the reference(s) as applied to the claims above for the convenience of the applicant. Although the specified citations are representative of the teachings of the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant in preparing responses, to fully consider the references in entirety, as potentially

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teaching, all or part of the claimed invention, as well as the context of the passage, as taught by the prior art or disclosed by the Examiner.

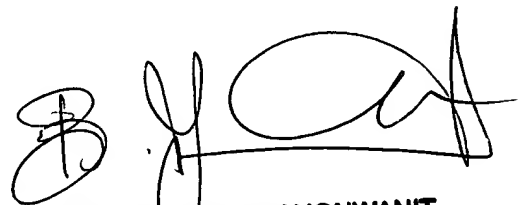
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Haresh Patel whose telephone number is (571) 272-3973. The examiner can normally be reached on Monday, Tuesday, Thursday and Friday from 10:00 am to 8:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Follansbee can be reached on (571) 272-3964. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Haresh Patel

October 14, 2005



SUNJOB JAROENCHONWANIT  
PRIMARY EXAMINER